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(Published in the KANSAS REGISTER, July 5, 1984.)

State of Kansas

DEPARTMENT OF TRANSPORTATION

NOTICE TO CONTRACTORS

Notice is hereby given that sealed proposals for the construction of road and bridge work in the following Kansas county will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, Kansas, until 10:00 a.m., C.D.T., July 19, 1984 and then publicly opened:

DISTRICT FIVE

Sedgwick—54-87 M 1347-01—5.700 miles concrete pavement patching, beginning approximately 0.4 mile east of the intersection of US-54 and county highway FAS-599, then east on US-54 westbound lanes only (State Funds).

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone regardless of race, religion, color, sex, physical handicap, national origin or ancestry in the award of contracts.

Plans and specifications for the project(s) may be examined at the offices of the respective County Clerks or at the Kansas Department of Transportation district offices responsible for the work.

JOHN B. KEMP Secretary of Transportation

Doc. No. 002293

(Published in the KANSAS REGISTER July 5, 1984.)

State of Kansas

DEPARTMENT OF TRANSPORTATION

NOTICE TO CONTRACTORS

Notice is hereby given that sealed proposals for the construction of bridge work in the following Kansas county will be received at the office of the Chief of Construction and Maintenance, K.D.O.T., Topeka, Kansas, until 10:00 a.m., C.D.T., July 19, 1984 and then publicly opened:

DISTRICT ONE—Northeast

Johnson—10-46 K 2623-01—repair of bridge on K-10 over Turkey Creek located approximately 1.02 miles north of the K-10 Spur in the city of Merriam (State Funds).

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment, and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone regardless of race, religion, color, sex, physical handicap, national origin or ancestry in the award of contracts.

Plans and specifications for the project(s) may be examined at the offices of the respective County Clerks or at the Kansas Department of Transportation district offices responsible for the work.

JOHN B. KEMP Secretary of Transportation

Doc. No. 002298

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PUBLISHED BY JACK H. BRIER Secretary of State State Capitol Topeka, Kansas 66612



PHONE: 913/296-2236

State of Kansas SOCIAL AND REHABILITATION SERVICES ADVISORY COMMISSION ON MENTAL HEALTH AND RETARDATION SERVICES

NOTICE OF MEETING

Notice is hereby given to all interested parties that the statutorily created Advisory Commission on Mental Health and Retardation Services will meet July 13, 1984, at 10:00 a.m., in the Mental Health and Retardation Services Library, 5th Floor North, State Office Bldg., 915 Harrison, Topeka, KS 66612.

> **IULIETTE SCHWALLER, Chairperson** Advisory Commission on Mental Health and Retardation Services

Doc. No. 002305

State of Kansas

SECRETARY OF STATE

NOTICE

TO ALL TO WHOM THESE PRESENTS SHALL COME. GREETING:

I. JACK H. BRIER. Secretary of State of the State of Kansas, do hereby certify that pursuant to the provisions of K.S.A. 1983 Supp. 16-207, the maximum effective rate of interest per annum for notes secured by all real estate mortgages and contracts for deed for real estate executed during the period of July 1, 1984 through July 31, 1984 shall be 15.99%.

In testimony whereof: I hereto set my hand and cause to be affixed my official seal. Done at the City of Topeka, this 29th day of June, A.D. 1984.

JACK H. BRIER Secretary of State

Doc. No. 002311

State of Kansas DEPARTMENT OF HUMAN RESOURCES

NOTICE OF REVIEW OF GRANT APPLICATIONS

Below are applications which have been submitted to the Kansas Review Process. For those requiring review, comments should be sent to the Kansas Single Point of Contact, Judy Krueger, Kansas Department of Human Resources, Office of the Secretary, 401 Topeka Ave., Topeka, KS 66603. The due date for comments is indicated.

KS840625-001-13600RL—Application for \$18,998 expansion funds for Head Start for 19 additional pupils. Ann Cowen, Opportunity Preschool, 2031 Poyntz Ave., Manhattan, KS 66502. No review re-

KS840625-002-84024KS—Application for \$147,631 (\$41.246 state match) for a state planning grant for developmental services for handicapped children, ages birth to five years. Betty Weithers, Kansas Department of Education, Special Education Administration, 120 E. 10th, Topeka, KS 66612, 913/296-3869.

No review required.

KS840625-003-13612SN—Application for \$86,055 (\$21,513 applicant match) to develop a self supporting learning center to provide educational services to preschool age children and parents and to increase employability of American Indians in Shawnee County. Peggy Houston, Shawnee County Indian Education, Inc., 2035 S.W. Western, #210, Topeka, KS 66604. Comments due by July 25, 1984.

KS840627-001-17248KS—Preapplication \$480,000 over three years for an employment and training research and development project to improve and strengthen the delivery of JTPA. Jerry Abbott, Kansas Department of Human Resources, 401 Topeka Ave., Topeka, KS 66603. No review required.

KS840627-002-10418CQ—Preapplication for \$435,130 for a waste and water disposal system for the city of Peru, transmission line from Sedan and replacement of storage tank. David Taylor, P.E., Cook, Flatt and Strobel, 6111 S.W. 29th St., Topeka, KS 66614, 913/272-4706. Comments due by August 3, 1984.

KS840627-003-14221CK—application \$404,000 U.D.A.G. loan to assist in financing expansion-satellite for Ozard Salad Company. Sam Douthit, P.O. Box 577, Baxter Springs, KS 66713, 316/856-2114. Comments due by August 3, 1984.

KS840627-004-13600FR—Application for \$8,989 (\$2,248 match) head Start expansion funds for E.C.K.A.N. Head Start. Bill Campbell, P.O. Box 200,

Ottawa, KS 66067. No review required.

KS840627-005-13600SG—Application for \$39,456 (\$3,565) for Head Start expansion funds for Kansas Children's Service League. Jerry Coppel, P.O. Box 517, Wichita, KS 67201. No review required.

KS840627-006-11300SG-Application \$1,095,000 from E.D.A. for south 47th St. improvements. Kenneth Arnold, Sedgwick County Department of Administration, 525 Main, Wichita, KS 67203, 316/268-7575. Comments due August 10, 1984.

KS840627-007-10413PR—Application for a \$40,000 loan from FmHA to build a child care facility in Pratt, Kansas. Vivian Yoho, Kid's Korner Day Care Center, Inc., P.O. Box 374, Pratt, KS 67124, 316/672-2428.

Comments due by August 10, 1984.

KS840627-008-84158SG—Application for \$61,964 for a Study to Improve the Vocational and Independent Living Potentials of Disabled Children. John H. Leslie, Cerebral Palsy Research Foundation of Kansas, Inc., Communication Outreach Program, 2021 N. Old Manor, Wichita, KS 67208, 316/688-1888. Comments due August 10, 1984.

KS840627-009-13995LY-Application for \$87,913 (\$58,609 match) to continue program of Adolescent Family Life Prevention; and Care and Treatment. Eileen Greischar, Lyon County Health Department, 802 Mechanic, Emporia, KS 66801, 316/342-4864.

Comments due by July 27, 1984.

IERRY SHELOR Secretary of Human Resources

OFFICE OF THE SECURITIES COMMISSIONER

KANSAS SECURITIES INDUSTRY ADVISORY COMMITTEE

NOTICE OF MEETING

The Kansas Securities Industry Advisory Committee will meet at 10:30 a.m., Wednesday, July 11, 1984, at the law offices of Martin, Pringle, Oliver, Triplet & Wallace, 300 Page Court, Wichita, KS.

Members of the Committee will continue with their

review of the Kansas Securities Act.

JOHN R. WURTH Securities Commissioner

Doc. No. 002310

State of Kansas

ATTORNEY GENERAL

OPINION NO. 84-55

Cities and Municipalities—Miscellaneous Provisions—City and County Service Programs for the Elderly. Representative Norman E. Justice, Thirty-Fourth District, Kansas City, June 22, 1984.

Pursuant to K.S.A. 12-1680, Kansas cities or counties may levy a tax to support service programs for the elderly. Within the limitations of the statute, the board of county commissioners or the governing body of a city may allocate the funds in any manner which they deem appropriate. Cited herein: K.S.A. 12-1680, 19-2678. MFC

OPINION NO. 84-56

Agriculture—County Extension Council—Liability Under Tort Claims Act.

Agriculture—County Extension Council—Extension Agent; Other Employees; Status Under Tort Claims and Workmen's Compensation Acts. William R. Kauffman, General Counsel for the Kansas Board of Regents, Topeka, June 22, 1984.

For the purposes of the Kansas Tort Claims Act, K.S.A. 75-6101 et seq., county extension councils are municipalities, with an existence separate from that of the county in which they are located and organized. Liability for the actions of an individual county agent is shared between the state and the extension council of the county. Council members themselves, as well as persons employed by the council (such as secretaries and janitors) and volunteers are considered to be employees of the council, which has sole liability for their acts.

For the purposes of the Kansas Workmen's Compensation Act, K.S.A. 44-501 et seq., county extension agents are employed dually by the county extension council and the director of extension at Kansas State University. Council members, secretaries and janitors are employees of the council, as are volunteers in the event the council files an election to extend coverage to them. Attorney General Opinion No. 75-125 is

withdrawn. Cited herein: K.S.A. 2-608, 2-610, 2-611, 2-612, 2-615, 2-616, 44-401, K.S.A. 1983 Supp. 44-505, 44-508, 75-6102, 75-6103, 7 U.S.C.A. §§ 343, 344, 345. JSS

OPINION NO. 84-57

Crimes and Punishments—Kansas Criminal Code—Classification of Crimes and Penalties; Effect of Legislation Providing for Reduction of Sentences. Charles E. Simmons, Chief Legal Counsel for the Kansas Department of Corrections, Topeka, June 22, 1984.

1984 Senate Bill No. 858 reduces the sentences which may lawfully be imposed upon persons convicted of Class D or E felonies which are not included in articles 34, 35 or 36 of chapter 21 of the Kansas Statutes Annotated. An attempt to commit a felony contained in these three articles is defined as a distinct criminal act by article 33 of the same chapter. Thus, the exclusion of these three articles from the provisions of the bill does not extend to attempts to commit such crimes.

Under the terms of this bill, the sentencing court must review the sentence of a person convicted of a non-excluded D or E felony and, at the discretion of the court, reduce the minimum term of imprisonment to the new limits in K.S.A. 1983 Supp. 21-4501, as amended. Such a review and possible reduction is also required for persons who were sentenced for the included felonies within the time frame established by the bill, but who were placed on probation and who remain subject to possible imprisonment should the conditions of their probation be violated. Cited herein: K.S.A. 1983 Supp. 21-3301, 21-4501, 21-4602, 21-4610, K.S.A. 21-4618, 22-3716, 1984 Senate Bill No. 858. ISS

OPINION NO. 84-58

Corporations—Trust Companies—Change of Location; Capitalization Requirements. Eugene C. Hegerty, Bank Commissioner for the State of Kansas, Topeka, June 26, 1984.

Pursuant to K.S.A. 17-2025, the provisions of K.S.A. 17-2021 et seq., do not apply to trust companies which were organized and doing business in Kansas prior to the effective date of the act (June 29, 1957). However, a trust company which transfers its place of business from one city to another must comply with the requirements of K.S.A. 17-2021, which establish capitalization limits based on the size of the city. This section by its specific wording applies to any trust company which makes a change of location, and so is an exception to the general rule established by K.S.A. 17-2025. Cited herein: K.S.A. 17-2017, 17-2021, 17-2025. JSS

ROBERT T. STEPHAN Attorney General

DEPARTMENT OF ADMINISTRATION DIVISION OF PURCHASES

NOTICE TO BIDDERS

Sealed bids for items hereinafter listed will be received by the Director of Purchases, State Office Bldg., Topeka, KS, until 2:00 p.m., CST or DST, whichever is in effect on the date indicated, and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

MONDAY, JULY 16, 1984

#26120

University of Kansas, Lawrence—RADIATION MON-ITORING PROGRAM

#26121

University of Kansas Medical Center, Kansas City—ANTI-5-HETE ANTISERA

#26124

Department of Social and Rehabilitation Services, Topeka—COTTON BATTS, Kansas Industries for the Blind, Kansas City

#26125
Department of Social and Rehabilitation Services,
Topeka—BOX SPRING SUPPLIES, Kansas Industries
for the Blind, Kansas City

#58494

Kansas State University, Manhattan—MILO #58495

Wichita State University, Wichita—COMPUTER SYSTEM

#58496

Kansas State University, Manhattan—COMPUTER SYSTEM

#58497

Department of Transportation, Topeka—ELEC-TRONIC DISTANCE MEASURING INSTRUMENTS #58508

Department of Health and Environment, Topeka—BLOOD SPECIMEN ANALYSIS APPARATUS

TUESDAY, JULY 17, 1984

#A-4933(b)

Kansas State University, Manhattan—PARKING LOT IMPROVEMENTS, Lots A3 and A29
#A-5035

University of Kansas, Lawrence—BASE FOR HIGH VOLTAGE CAPACITORS

#26122

University of Kansas Medical Center, Kansas City—HAZARDOUS WASTE DISPOSAL SERVICE (Non-Radioactive)

#26126

Statewide—WORK GLOVES

#58499

Kansas State Industrial Reformatory, Hutchinson-MEN'S JACKETS

#58509

Department of Revenue, Topeka—MICROFILM CAMERA

#58510

Larned State Hospital, Larned—DRAIN TRENCH GRATES

#58511

Kansas State Penitentiary, Lansing—MEN'S COV-ERALLS

WEDNESDAY, JULY 18, 1984

#26123

University of Kansas Medical Center, Kansas City— CLINICAL ANALYZER REAGENTS (Beckman Astra*) #26127

Kansas Correctional Industries, Lansing—TOWEL-ING

#58502

Kansas State Penitentiary, Lansing—OFFICERS' UNIFORM GARMENTS

#58503

Kansas Correctional Industries, Lansing—PARTI-CLEBOARD

#58504

Kansas Correctional Industries, Lansing—FIBERE-SIN FURNITURE COMPONENTS

#58512

Kansas State University, Manhattan—ANIMAL CAGE APPARATUS

#58513

Fort Hays State University, Hays—REFINISH WOOD FLOORS, Cunningham Hall

THURSDAY, JULY 19, 1984

#26128

Department of Social and Rehabilitation Services, Topeka—WIRE INNERSPRING UNITS, Kansas Industries for the Blind, Kansas City #26129

Department of Social and Rehabilitation Services, Topeka—SHREDDED NEOPRENE FOAM RUBBER, Kansas Industries for the Blind, Kansas City #58516

Department of Social and Rehabilitation Services, Topeka—SHEETING, Kansas Industries for the Blind #58517

Department of Transportation, various locations— CEMENT TYPE III

#58518

Department of Transportation, Topeka—RENTAL OF MILLING MACHINE, Horton #58520

University of Kansas, Lawrence—HPLC APPARATUS #58521

Department of Human Resources, Topeka—CONTIN-UOUS MAILERS K-CNS 100

FRIDAY, JULY 20, 1984

#26116

University of Kansas Medical Center, Kansas City and Statewide—IV SOLUTIONS AND EQUIPMENT (Class 03)

TUESDAY, JULY 24, 1984

#A-4807

Department of Transportation, Topeka—H.V.A.C. SYSTEM RENOVATION, District 1 Headquarters Building

NICHOLAS B. ROACH Director of Purchases

SOCIAL AND REHABILITATION SERVICES KANSAS CITIZENS ADVISORY COMMITTEE ON ALCOHOL AND OTHER DRUG ABUSE

The quarterly meeting of the Kansas Citizens Advisory Committee on Alcohol and Other Drug Abuse will be July 12, 1984 in Colby. The public meeting will begin at 9:00 a.m. in the Golden Rod Room of the Ramada Inn, 1950 S. Range. Some of the items to be included on the agenda are: installation of new officers; long-term planning; 1985 legislation in relation to the alcohol and drug field; FY 86 budget; and reports from various state committees including the Kansas Interdepartmental Coordinating Committee on Alcohol and Drug Abuse.

ROBERT C. HARDER Secretary of Social and Rehabilitation Services

Doc. No. 002304

State of Kansas

DEPARTMENT OF HEALTH AND ENVIRONMENT

NOTICE OF HEARING

A public hearing to discuss the proposed Federal Fiscal Year 1985 priority system and list will be Tuesday, August 7, 1984, at 1:30 p.m., at the Topeka-Shawnee County Health Department, 1615 W. 8th, Topeka.

The Bureau of Water Protection has developed a new priority system and resultant list for ranking and federal funding of wastewater system projects. Comments on the system and list can be presented at the hearing or in writing prior to the hearing. Written comments should be addressed to Robert Nicholson, Bureau of Water Protection, Kansas Department of Health and Environment, Forbes Field, Bldg. 740,

Topeka, KS 66620.

A public hearing on the revisions to the Kansas Water Quality Management Plan will be held immediately after the above hearing to consider the priority system and list. The state and EPA adopted a 20-year water quality management plan in 1979. KDHE has reviewed the major elements of the 1979 plan and has updated or revised the document. The revision updates the 1979 plan to reflect legislation implemented by the original plan adoption and reiterates program and policy statements which are still appropriate. Copies of the revisions have been previously widely distributed. Additional copies can be obtained by contacting Karl Mueldener, Bureau of Water Protection, Kansas Department of Health and Environment, Forbes Field, Bldg. 740, Topeka, KS 66620, 913/862-9360.

> BARBARA SABOL Secretary of Health and Environment

Doc. No. 002302

State of Kansas

DEPARTMENT OF HEALTH AND ENVIRONMENT

PUBLIC NOTICE

A Certificate of Need application from Sunset Partnership to construct a 90-bed nursing care facility was filed June 25, 1984 by the Kansas Department of Health and Environment for 90-day review. This application will be available for public examination at the Health Systems Agency of Northeast Kansas, 1195 S.W. Buchanan, Suite 101, Topeka, KS, and the Kansas Department of Health and Environment, Forbes Field, Topeka, KS.

A Certificate of Need application from Newton Presbyterian Manor for renovation of the facility was filed June 25, 1984 by the Kansas Department of Health and Environment for 90-day review. This application will be available for public examination at the Health Systems Agency of Southeast Kansas, Allied Building, 355 N. Waco, Suite 209, Wichita, KS, and the Kansas Department of Health and Environment, Forbes Field, Topeka, KS.

A Certificate of Need application from MRI of Kansas, Inc. to develop a nuclear magnetic resonance imaging facility was filed June 25, 1984 by the Kansas Department of Health and Environment for 90-day review. This application will be available for public examination at the Health Systems Agency of Northeast Kansas, 1195 S.W. Buchanan, Suite 101, Topeka, KS, and the Kansas Department of Health and Environment, Forbes Field, Topeka, KS.

A Certificate of Need application from Wesley Medical Center to replace a computed tomography scanner was filed June 25, 1984 by the Kansas Department of Health and Environment for 90-day review. This application will be available for public examination at the Health Systems Agency of Southeast Kansas, Allied Building, 355 N. Waco, Suite 209, Wichita, KS, and the Kansas Department of Health and Environment, Forbes Field, Topeka, KS.

BARBARA J. SABOL Secretary of Health and Environment

OFFICE OF JUDICIAL ADMINISTRATION

COURT OF APPEALS DOCKET

(NOTE: Dates and times of arguments are subject to change.)

KANSAS COURT OF APPEALS

ELLIS DISTRICT COURTROOM, 3RD FLOOR, ELLIS COUNTY COURTHOUSE HAYS, KANSAS

Before FOTH, C.J., PARKS and MEYER, JJ. Tuesday, July 10, 1984

Case No.	Case Name	Attorney	County
•	9:30	ı.m.	
56,010	Arnold Clark, appellee,	Gene Anderson.	Ellis
	Jean Clark, appellant.	Allen Shelton.	
55,892	State of Kansas, appellee,	Atty. Gen.; Robert E. Diehl, Co. Atty.	Ellis
	Stephen M. Rome, appellant.	Daniel E. Monnat.	
56,246	In the Matter of the Appeal of Vincent Oil Corp., appellee,	Richard D. Greene.	Gove
	Board of County Commissioners of Gove County, appellant.	C. Philip Stover; Robert G. Suelter.	
55,985	Alex Kohl & Helen Kohl, appellants,	Gregory E. Saindon.	Trego
, ju	Leon Atkerson, et al., appellees.	Michael S. Holland.	
56,131	In the matter of the Estate of Minnie Schoeni, a/k/a Minnie E. Schoeni, Deceased.	Richard E. Dietz.	Smith
•	Deceased.	Mildred Otis; R. Douglas; Sebelius, James R. Fetters.	
	1:00 1	p. m.	
56,272	Davis Feed Lot, Inc., appellee,	J. Randall Clinkscales.	Trego
	Delbert Walt, appellant.	Randall W. Weller.	
55,922	CATV, Inc., appellant,	Randall W. Weller.	Graham
	National Reserve Life Ins. Co., appellee.	Donald Hoffman.	
56,041	Robert W. Henkle,	Robert L. Feldt.	Barton
	Joseph P. Walter, d/b/a Joe's Champlin Service, appellees,	Tom Berscheidt.	
1 4 .	White & Ellis Drilling, Inc. & United States Fidelity & Guaranty Co., appellants.	Warren H. Kopke.	
56,103	Edward R. DeCook, appellee,	Robert L. Feldt.	Barton
	v. National Supply Co. & Maryland Cas. Co., appellants, & Workers' Compensation	Michael O'Neal.	
	Fund.	David G. Shriver.	
			(cont

56,114	Daniel J. Zimmerman & Sara K. Zimmerman, appellees,	Richard W. Brown.	Barton
	Colonial Savings & Loan Association, appellant.	Robert L. Bates; Paul D. Sinclair; John P. Hastings.	\
	Wednesday, J	July 11, 1984	
	9:00		
56,188	State of Kansas, appellee,	Atty. Gen.; Robert E. Blue, Co. Atty.	Rawlins
	v. Randy Sattler, appellant.	Ross Wichman.	
56,375	Everett Lowry, appellant,	Ross Wichman.	Rooks
30,373	v. Frank Walker & Marvel Walker,	Stanley Krysl.	HOOKS
	appellees.		
56,157	Thomas M. Brown & Douglas F. Rozean, d/b/a Class Oil, appellants,	Terry L. Cikanek.	Rooks
, , , , , , , , , , , , , , , , , , ,	Jay Bergman Oil Co.; Harold I. Bergman, et al., appellees.	Edward C. Hageman; Bruce Fitts.	
55,998	Morton Buildings, Inc., an Illinois Corporation, appellant,	John C. Herman.	Thomas
	Board of County Commissioners of the County of Thomas, State of Kansas, appellee.	Perry Murray, Co. Atty.	
	Morton Buildings, Inc., an Illinois Corporation, appellant,		
	Rosalie Seemann, County Clerk of Thomas County, Kansas, in her Capacity as Clerk of the Board of County Commissioners for Thomas County, Ks.,		
56,229	appellee. Richard Brown, Jr., appellant,	John M. Ostrowski.	Russell
x * * * * * * * * * * * * * * * * * * *	V. Meter Engineers, Inc., & Home Ins. Co., appellees.	Thomas Toepfer.	
56,463	Norman St. John & Louis Mischler, appellants,	Mark J. Dinkel.	Saline
	v. City of Salina, Ks., a Municipal Corp., appellee.	L. O. Bengston.	
	1:00 1	n.m.	
56,092		. Diane L. Hall.	Sheridan
7	v. Board of Education, U.S.D. #412,	John R. Eland.	Sicraai
56,572	Sheridan County, Ks., appellee. In the Matter of the Appeal of Harlan R. Black, d/b/a Black's Welding Service, from a Sales Tax Assessment dated Jan. 28, 1983, for the period Jan. 1, 1980 through Dec. 31, 1982, in the amount of \$41,563.84 tax, & interest in the amount	Nancy E. Freund; William Edds; Cleo G. Murphy; Karl Cozad. Ron Svaty.	Bd. of Tax Appeals
	of \$396.29, for a total assessment of \$1,960.		Continued

Cloud

•

56,262 State of Kansas, appellee,

Atty. Gen.; C. L. Laman.

Manford L. Cooper, appellant.

David E. Retter.

KANSAS COURT OF APPEALS COURTROOM, FINNEY COUNTY LAW ENFORCEMENT CENTER GARDEN CITY, KANSAS

Before FOTH, C.J., REES and SWINEHART, JJ.

Tuesday, July 17, 1984 9:30 a.m.

	9:30 6	a.m.	
55,990	State of Kansas, appellee,	Atty. Gen.; Finney County Attorney.	Finney
•	v. Fred Schiffelbein, appellant.	John M. Lindner.	
55,623	Leland L. Crist, Lynn Crist, John B. Unruh & Corine Unruh, appellees,	William O. Isenhour, Jr.	Kearny
	Great Western Farm & Ranch Co., Inc., Great Western Farm & Ranch Supply Co., Inc., American Agricultural Industries, Inc., Ark River Valley Farms, Inc., William H. Wall, Jr., & Gregory Unruh, appellants,	Jack N. Turner; T. Randall Wright; Don O. Concannon; Ivan O. Poe; Lawrence C. Gates.	
	Gary E. Krause & James C. Broiller.		4
56,179	Julia Foster, appellant,	Joseph R. Ebbert.	Comanche
	Madelyn Gohn, William R. Gohn, Marsha Turner Getting, George Probst & Kathy Probst, appellees.	Robert M. Baker; Warren Southard.	
55,884	Ora Egbert, appellant,	Donald E. Schultz.	Ford
	Satti S. Reddy, M.D., Humana of Kansas, Inc., appellees.	B. G. Larson; Tom Berscheidt.	
55,944	State of Kansas, appellee,	Atty. Gen.; Daniel L. Love.	Ford
	v. Chester H. Wade, appellant.	Charles A. O'Hara.	
	1:00 1	o. m .	
56,339	Milton Everhart, appellant,	Larry D. Tittel.	Ness
	George Brown, appellee.	J. Franklin Hummer.	
55,977	Jack Creeden, plaintiff,	B. G. Larson.	Haskell
· · · · · · · · · · · · · · · · · · ·	Wallace E. Orth, defendant/appellee,	Arthur B. McKinley.	
	Janet Creeden, appellant & Vickie Dye, Third Party Defendants.	Lelyn J. Braun.	
55,875	George J. Claussen, Jr., appellant,	Lelyn J. Braun.	Finney
	St. Catherine's Hospital, et al., appellee.	B. G. Larson.	
56,291	Benny Garten, appellant,	Erich M. Schultz.	Meade
	v. City of Meade, Ks., et al., appellees.	Tom R. Smith.	

55,663	State of Kansas, appellee,	Atty. Gen.; Robert Miles, Co. Atty.	Seward
	v. James H. Elledge, appellant.	Stanley E. Antrim.	
	Wednesday, j	July 18, 1984	
	9:00	a.m.	•
56,141	James F. Cooper, appellee,	Lelyn J. Braun.	Finney
1	Garden City Co-Op, Inc. & Farmland Mut. Ins. Co., appellants.	Kerry McQueen.	
56,245	Barbara Whisenhunt, appellant,	Lelyn J. Braun; Linda L. Eckelman.	Finney
	V. Iowa Beef Processors, Inc., appellee.	Wendell F. Cowan, Jr.	
55,665	Richard H. Lackey, Deceased, appellee,	Jeff Johnson.	Seward
*	D & M Trucking & Speedy Oilfield Service & Home Insurance, appellants.	John E. Fierro.	
56,046	Garden City Production Credit Association, A Kansas Corporation, appellee,	Jim D. Mills.	Stanton
	Donald K. Molz & Patricia Molz, Husband & Wife, & F. Michael Platt & Joyce Platt Reed, Heirs of Roy I. Platt & Ellen A. Platt, Deceased, appellants.	William L. Winkley.	
56,396	State of Kansas, appellee,	Atty. Gen.; M. Moran Tomson, Co. Atty.	Stanton
	v. Joyce Dimitt, appellant.	Joyce Dimitt.	
		, - ,	LEWIS C. CART

LEWIS C. CARTER Clerk of the Appellate Courts

Doc. No. 002179

State of Kansas

LEGISLATURE

INTERIM AGENDA

Notice is hereby given to interested parties that the following legislative committee meetings have been scheduled during the period of July 9 through July 20, 1984.

DATE July 10 July 11	ROOM 527-S 527-S	TIME 10:00 a.m. 9:00 a.m.	COMMITTEE Legislative Educational Planning Committee	AGENDA 10th—a.m.: hearings on community college funding;
				p.m.: educational programs in correctional institutions. 11th—a.m.: hearings on preparation of administrators; p.m.: activities.
July 10 July 11	531-N 531-N	10:00 a.m. 9:00 a.m.	Special Committee on Commercial and Financial Institutions	Staff review and hearings. 10th: Proponents of Proposal 8. 11th: Opponents of Proposal 8.

WILLIAM R. BACHMAN
Director of Legislative
Administrative Services

12—telecommunications and continuing education. Proposal 11—high technology—creation of quasi-public corporation.

20th: Proposal

State of Kansas STATE CORPORATION COMMISSION

NOTICE PERTAINING TO MOTOR CARRIER HEARINGS BEFORE THE STATE CORPORATION COMMISSION

Applications set for hearing are to be heard before the State Corporation Commission, State Office Bldg., 4th Floor, Topeka, KS, commencing at 10:00 a.m. unless otherwise noticed.

This list does not include cases previously assigned hearing dates for which parties of record have received notice.

Questions concerning applications for hearing dates should be addressed to the State Corporation Commission, 4th Floor, State Office Bldg., Topeka, KS 66612, or telephone (913) 296-3808 or 296-2110.

Your attention is invited to Kansas Administrative Regulations (K.A.R.) 82-1-228, "Rules of Practice and Procedure Before the Commission."

Application set for July 23, 1984— TOPEKA, KANSAS

RENOTICED Application for Certificate of Convenience and Necessity:

Thomas G. Boehm &) Docket No.	142,000	M
Carmen M. Boehm, dba)		
LTC Errand Service) .		
627 S. Clay)		
Liberal, KS 67901)		
Applicant's Attorney: None			

Machinery and parts, oilfield equipment, materials and supplies,

Between points and places in Grant, Morton, Stevens, Seward, Meade, Gray and Haskell counties, Kansas.

Application set for July 26, 1984— TOPEKA, KANSAS

RENOTICED Amended Application for Certificate of Convenience and Necessity:

, ,	,
Tom Snell, dba) Docket No. 142,131 M
Tom Snell Trucking)
211 Bonita Place)
Ellinwood, KS 67526) ·

Applicant's Attorney: Clyde Christey, 1010 Tyler St., Suite 110-L, Topeka, KS 66612

Grain, dry feed, dry feed ingredients and salt,

Between points and places in Ness, Rush, Barton, Ellsworth, Rice, Pawnee, Stafford, Reno, Harvey and Sedgwick counties, Kansas.

Also,

Between points and places in the above named counties, on the one hand, and points and places in the state of Kansas, on the other hand.

Application set for July 31, 1984— TOPEKA, KANSAS

RENOTICED Application for Extension of Certificate of Convenience and Necessity:

Spirit Transportation, Inc.) Docket No. 141,701 M
Rt. 1, Box 99M)
Basehor, KS 66007)

Applicant's Attorney: Donald J. Quinn II, Commerce Bank Bldg., 8901 State Line, Suite 232, Kansas City, MO 64114

General commodities (except household goods & commodities in bulk),

Between all points and places in Kansas bounded on the west by U.S. Hwy 81, on the north by the Kansas/Nebraska state line, on the east by the Kansas/Missouri state line, and on the south by the Kansas/Oklahoma state line.

Applications set for August 2, 1984— TOPEKA, KANSAS

Application for Extension of Certificate of Convenience and Necessity:

Polkinghorn Molasses, In-	c.) Docket No. 108,158 M
907 E. Wyatt Earp)
Box 308	.)
Dodge City, KS 67801) Route No. 12123
Applicant's Attorney: Clyc Suite 110-L, Topeka, K	le Christey, 1010 Tyler St., S 66612
Liquid feed	ingredients.

From points and places in Ford and Finney counties, Kansas, to points and places in the state of Kansas.

Application for Certificate of Convenience and Necessity:

Offerle Cooperative Grain) Docket	No.	142,131	M
and Supply Company)		•	
Elm or Box 65)			
Offerle, KS 67563)			. 1 -

Applicant's Attorney: Michael Francis, 714 Capitol Federal Bldg., 700 Kansas Ave., Topeka, KS 66603-3881

Gasoline, diesel fuel, liquified propane, and liquid fertilizer & dry fertilizer, grain, feed, building materials, except cement & asphalt, automotive equipment & supplies and agricultural chemicals,

To, from and between all points and places in Barton, Butler, Clark, Cowley, Ellis, Edwards, Ford, Gray, Harvey, Hodgeman, Kingman, Kiowa, Lyon, McPherson, Montgomery, Pawnee, Phillips, Pratt, Reno, Rooks, Rush, Saline, Sedgwick and Stafford counties, Kansas.

Also, to, from and between Barton, Butler, Clark, Cowley, Ellis, Edwards, Ford, Gray, Harvey, Hodgeman, Kingman, Kiowa, Lyon, McPherson, Montgom-

ery, Pawnee, Phillips, Pratt, Reno, Rooks, Rush, Saline, Sedgwick and Stafford counties, Kansas, on the one hand, and all points and places in Kansas, on the other.

Application for Contract Carrier Permit:

River Oaks Motor Carriers,) Docket No. 142,149 M Inc.) Industrial Blvd.) Boaz, AL 35957)

Applicant's Attorney: None

Manufactured housing units (mobile homes, house trailers, pre-fab homes),

Between points and places in Reno county, Kansas, on the one hand, and all points and places in the state of Kansas, on the other. Under contract with River Oaks Homes of Kansas, Hutchinson, Kansas.

Application for Extension of Certificate of Convenience and Necessity and to redescribe authority in accordance with Commission order to remove radii description and to comply with Commission policy on use of geographic terms:

Wilbur Landgraf &) Docket No. 118,823 M Rebecca Landgraf) 1609 "A" St.)

Garden City, KS 67846) Route No. 14968 Applicant's Attorney: Clyde Christey, 1010 Tyler St.,

Suite 110-L, Topeka, KS 66612

Anhydrous ammonia,

From the storage facilities of Chevron Chemical Company, at or near Friend, Kansas, to all points and places in Kansas.

Hay,

Between points and places within Hodgeman, Pawnee, Stafford, Edwards, Gray, Ford, Pratt, Kiowa, Meade, Clark, Comanche and Barber counties; that portion of Finney county east of Kansas Hwy 23; that portion of Rush county south of Kansas Hwy 96; that portion of Barton county south of Kansas Hwy 96 and west of US Hwy 281; that portion of Reno county south of US Hwy 50 and west of Kansas Hwy 14; and that portion of Kingman county west of Kansas Hwy 14.

Also,

Between points and places within the above described territory, on the one hand, and points and places in the state of Kansas, on the other hand.

Grain, feed and feed ingredients,

Between points and places in Rawlins, Thomas, Hodgeman, Pawnee, Stafford, Hamilton, Kearny, Finney, Edwards, Gray, Ford, Pratt, Seward, Kiowa, Meade, Clark, Comanche and Barber counties; that portion of Greeley county south of Kansas Hwy 96; that portion of Wichita county south of Kansas Hwy 96; that portion of Scott county south of Kansas Hwy 96 and west of US Hwy 83; that portion of Ness county south of Kansas Hwy 96; that portion of Rush county south of Kansas Hwy 96; that portion of Barton county south of Kansas Hwy 96 and west of US Hwy 281; that portion of Reno County south of US Hwy 50 and west of Kansas Hwy 14; that portion of Kingman county west of US Hwy 14; that portion of Haskell county east of US Hwy 83 and north of US Hwy 160; that portion of Grant county north of US Hwy 160 and that portion of Stanton county north of US Hwy 160.

Also,

Between points and places within the above described territory, on the one hand, and points and places in the state of Kansas, on the other hand.

Liquid feed and liquid feed ingredients, From points in Kansas, to points in Wichita and Haskell counties in Kansas.

Application for Extension of Certificate of Convenience and Necessity to remove the restriction:

Towanda Well Service,) Docket No. 21,099 M)
Inc.)
608 N. Main)
Towanda, KS 67144) Route No. 1317

Applicant's Attorney: Erle Francis, 719 Capitol Fed-

eral Bldg., Topeka, KS 66603

Oilfield equipment cilfield machinery and materia

Oilfield equipment, oilfield machinery, and materials, heavy machinery, and buildings and also the transportation of machinery, pipe and other materials used in construction.

From, to, and between points in the counties of Butler, Chase, Chautauqua, Cowley, Elk, Greenwood, Harvey, Lyon, Marion, McPherson, Morris, Reno, Sedgwick, Sumner, Wilson and Woodson.

Also, between points and places within said counties, on the one hand, and points and places in Kansas on the other, over irregular routes.

Applications set for August 7, 1984— TOPEKA, KANSAS

Application for Contract Carrier Permit:

Harold Daniels and Docket No. 1142,148 M Shirley Daniels, dba Daniels Trucking R.R. 1, Box 76 K El Dorado, KS 67042 Applicant's Attorney: None

Bulk cement.

From Wilson and Allen counties, Kansas, to Butler county, Kansas. Under contract with Lewis and West, Inc., of El Dorado, Kansas.

Application for Certificate of Convenience and Necessity:

James V. Schrader, dba) Docket No. 142,151 M) HC 64, Box 66B) Benkelman, NE 69021).

Applicant's Attorney: None

Grain.

Between all points and places in Cheyenne, Rawlins and Thomas counties, Kansas, on the one hand, and all points and places in the state of Kansas, on the other.

Application for Transfer of Certificate of Convenience and Necessity:

George Hand, dba
H & R Trucking
300 Houston
Canadian, TX 79014
TO:
Bill Jackson Rig Co., Inc.
1813 SE 25th
P.O. Box 94033
Oklahoma City, OK 73143

Applicant's Attorney: John Jandera, 641 Harrison St., P.O. Box 1979, Topeka, KS 66601

Oil field equipment and supplies,

To, from and between all points and places in Hamilton, Kearny, Finney, Hodgeman, Pawnee, Edwards, Ford, Gray, Haskell, Grant, Stanton, Morton, Stevens, Seward, Meade, Clark and Comanche counties.

Applications set for August 9, 1984— TOPEKA, KANSAS

RENOTICED Application for Removal of Restriction and Extension of Certificate of Convenience and Necessity:

Grimes Transport, Inc.) Docket No. 25,789 M P.O. Box 230) Route No. 1872

Applicant's Attorney: D. S. Hults, P.O. Box 225, Lawrence National Bank Bldg., Lawrence, KS 66044

Liquid fuels, in tank truck loads,

Between all Kansas refineries and pipeline terminals, on the one hand, and points and places in Kansas, in the counties of Osage, Franklin, Wabaunsee and Shawnee, on the other.

Petroleum products, in bulk,

From all pipeline terminals or refineries located in Butler, Sedgwick, Montgomery, Neosho, McPherson and Wyandotte counties, Kansas, to Coffey county, Kansas.

Application for Certificate of Convenience and Necessitu:

Henry Joseph Walters, dba) Docket No. 142,152 M Rocket Delivery Service) 106 W. Silknitter) Rose Hill, KS 67133)

Applicant's Attorney: None

General commodities (except classes A-& B explosives, household goods, and commodities in bulk, and hazardous wastes).

Between points and places in Butler, Sedgwick, Sumner and Cowley counties, Kansas.

Application for Certificate of Convenience and Necessity:

Renzenberger, Inc.) Docket No. 142,150 M 5320 Bond St.) Box 3595) Shawnee, KS 66203)

Applicant's Attorney: Eugene Hiatt, 627 S. Topeka Ave, Topeka, KS 66603-3294

Passengers and their baggage,

Between points and places in Kansas, over irregular routes, restricted to vehicles with fifteen (15) passengers including driver.

Application for Extension of Certificate of Convenience and Necessity:

Gerber Moving & Storage,) Docket No. 36,291 M Inc.) 1711 Central Ave.) Kansas City, KS 66102) Route No. 3452 Applicant's Attorney: None

Household goods.

Between all points and places in the state of Kansas.

Applications set for August 14, 1984— TOPEKA, KANSAS

Application for Extension to Eliminate the Restrictions of Certificate of Convenience and Necessity:

Trans-Oil, Limited) Docket No. 134,063 M 4303 Speaker Rd.) Route No. 20583

Applicant's Attorney: John Richeson, Second & Main, P.O. Box 7, Ottawa, KS 66067

Petroleum products in bulk,

Between points and places in Wyandotte, Johnson, Brown, Doniphan, Jackson, Atchison, Jefferson, Leavenworth, Shawnee, Douglas, Osage, Franklin, Miami, Coffey, Anderson, Linn, Allen, Bourbon and Crawford counties, Kansas.

Application for Contract Carrier Permit:

) Docket No. 142.178 M Herman Bros., Inc. 2565 St. Marys Ave. Omaha, NE 68101

Applicant's Attorney: John Jandera, 641 Harrison St., P.O. Box 1979, Topeka, KS 66601

Industrial gases,

Between points in Kansas. Under contract with Cardox Corporation, of San Ramon, California.

Application for Extension of Certificate of Convenience and Necessity:

) Docket No. 141,220 M Leon Baxter, dba Baxter Fluid Service 124 ½ N. Cedar Stockton, KS 67669) Route No. 23768

Applicant's Attorney: None

Crude oil, used in and for production, processing, treating, salvage and lease road purposes in bulk, fresh water, salt water, crude oil, liquid fertilizer and fertilizer ingredients in bulk,

Between all points and places in an area bounded on the west by U.S. Hwy 283, on the north by U.S. Hwy 36, on the east by U.S. Hwy 281 and on the south by I-70.

Oilfield equipment, supplies and materials, machinery and heavy equipment,

Between all points and places in an area bounded on the west by U.S. Hwy 283, on the north by U.S. Hwy 36, on the east by U.S. Hwy 281 and on the south by I-70, on the one hand, and between all points and places in the state of Kansas, on the other hand.

Building materials.

From Phillips county, on the one hand, to all points and places in the state of Kansas, on the other hand.

Applications set for August 16, 1984-TOPEKA, KANSAS

Application for Transfer of Certificate of Convenience and Necessity:

) Docket No. 31,002 M Rauniker, Inc. 413 Virginia Joplin, MO 64801) Route No. 2749 TO:

Royal Transports, Inc. 922 Walnut

Kansas City, MO 64106

Applicant's Attorney: William Barker, 641 Harrison, P.O. Box 1979, Topeka, KS 66601

Liquid petroleum products, having a vapor pressure of not to exceed 15 pounds per square inch at a temperature of 100 degrees fahrenheit, in bulk, in tank loads.

Between all refineries and pipe line terminals in the

state of Kansas, on the one hand, and all points and places in Allen, Chautauqua, Cherokee, Crawford, Labette, Montgomery, Neosho and Wilson counties, Kansas, on the other.

Petroleum products, in bulk, in tank truck loads, except asphalt and asphalt products and heavy fuel oils and greases, heavier than number 2 requiring heat in transit.

Between all refineries and pipeline terminals in the state of Kansas, on the one hand, and Bourbon county, Kansas, on the other.

Petroleum products, having a vapor pressure of not to exceed 15 pounds per square inch at a temperature of 100 degrees fahrenheit, in bulk, in tank truck loads, not to exceed 3700 gallons per load, except asphalt and asphalt products and heavy fuel oil and greases heavier than number 2, requiring heat in transit.

Between all refineries and pipe line terminals in the state of Kansas, on the one hand, and Coffey county, Kansas, on the other.

Road emulsion,

From points and places within a 5-mile radius of Pittsburg, Kansas, to points and places in Allen, Chautauqua, Cherokee, Crawford, Labette, Montgomery, Neosho, Wilson, Linn, Greenwood, Franklin and Bourbon counties.

Application for Extension of Certificate of Convenience and Necessity to eliminate radii descriptions:

Royal Transports, Inc.) Docket No. 31,002 M 922 Walnut Kansas City, MO 64106) Route No. 2749

Applicant's Attorney: William Barker, 641 Harrison, P.O. Box 1979, Topeka, KS 66601

Road emulsion.

From points in Crawford county, Kansas, to points in Allen, Chautauqua, Cherokee, Crawford, Labette, Montgomery, Neosho, Wilson, Linn, Greenwood, Franklin, and Bourbon counties, Kansas.

Application to Transfer a Portion of Certificate of Convenience and Necessity:

Ellex Transportation, Inc.) Docket No. 83,456 M 1420 W. 35th St.) Route No. 7852 Tulsa, OK 74107 TO:

Royal Transports, Inc. 922 Walnut

Kansas City, Mo 64106

Applicant's Attorney: William Barker, 641 Harrison, P.O. Box 1979, Topeka, KS 66601

Anhydrous ammonia in bulk, in tank truck loads,

From Farmland Industries, Inc., nitrogen plant at or near Dodge City, Kansas, to all points and places in the state of Kansas.

Anyhdrous ammonia in bulk and tank truck loads,

Restricted to the transportation of shipments which originate at the facilities of the Mid-America Pipeline Company, located at or near Conway, Kansas and destined to points in the state of Kansas.

Anhydrous ammonia,

From the pipe line of Mapco located approximately 4 miles north of Clay Center, Kansas, on Kansas Hwy 15, to points and places in the state of Kansas.

From the facilities of Chevron Chemical Company at or near Friend, Kansas, to all points and places in Kansas.

Dry chemicals, fertilizer, and fertilizer materials, From Military and Hallowell, Kansas, to points in Kansas.

Application for Certificate of Convenience and Necessity:

Terry Allen, dba) Docket No. 142,168 M Veterans Cab Co.) 313 Delaware) Leavenworth, KS 66048)

Applicant's Attorney: None

Passengers and their baggage,

Between all points and places in Leavenworth county, Kansas, on the one hand, and all points and places in the state of Kansas, on the other.

Application for Transfer of Certificate of Convenience and Necessity:

Lease Management
Services, Inc.

8575 W. 110th, Suite 105
Overland Park, KS 66210

Overland Park, KS 66210

Noute No. 21686

TO:
Vincent J. Werth, dba
Werth Tank Service
H.C. 32, Box 240
Hays, KS 67601

Applicant's Attorney: Larry Gregg, 641 Harrison St., P.O. Box 1979, Topeka, KS 66601

Fresh and salt water for oilfield purposes, Between points in Ness, Ellis, Hodgeman, Trego, Rooks, Barton, Russell and Graham counties, Kansas.

Applications set for August 21, 1984— TOPEKA, KANSAS

Application for Certificate of Convenience and Necessity:

Sabre Trucking, Inc.) Docket No. 142,188 M 105 S. Broadway, Suite 730) Wichita, KS 67202) Applicant's Attorney: Paul Dugan, 2707 W. Douglas, Wichita, KS 67243

Fresh water and salt water,

Between all points and places in Ness, Hodgeman, Trego, Ellis, Graham, Gove, Barton, Rush, Lane and Logan counties, Kansas.

Application for Certificate of Convenience and Necessity:

The Farmer's Co-op Grain) Docket No. 142,186 M Co.) 112 W. 2nd St.) Haven, KS 67543)

Applicant's Attorney: Michael Francis, 714 Capitol Federal Bldg., 700 Kansas Ave., Topeka, KS 66603-3881

Gasoline, diesel fuel, liquified propane, anhydrous ammonia and liquid fertilizer, grain, feed, dry fertilizer and salt,

To, from and between all points and places in Ford, Harvey, Kingman, McPherson, Reno and Sedgwick counties, Kansas.

Also, to, from and between Ford, Harvey, Kingman, McPherson, Reno and Sedgwick counties, Kansas, on the one hand, and all points and places in the state of Kansas, on the other.

Application set for August 23, 1984— TOPEKA, KANSAS

Application for Contract Carrier Permit:

James Mason Enterprises,) Docket No. 142,189 M Inc.) 3810 Bridgeport Circle) Wichita, KS 67219

Applicant's Attorney: Brad Murphree, 814 Century Plaza Bldg., Wichita, KS 67202

General commodities and commodities in bulk,

Between all points and places in the state of Kansas. Under contract with Concrete Accessories Co., of Wichita, Kansas; Franchise Services, Inc., of Wichita, Kansas; Dupaco Paint, Inc., of Wichita, Kansas; Professional Agriculture Supply Co., of Wichita, Kansas; Manhattan Construction, of Wichita, Kansas; CarboTherm, Ltd., of Wichita, Kansas; Hayes Forest Products, of Wichita, Kansas; Culbertson Forest Products, of Wichita, Kansas; J & G Products, Inc., of Wichita, Kansas; Wichita Sheet Metal Supply, Inc., of Wichita, Kansas; Cargill, of Wichita, Kansas and Western Iron and Foundry, of Wichita, Kansas.

WILLIAM E. GREEN Administrator Transportation Division

State of Kansas POOLED MONEY INVESTMENT BOARD

NOTICE TO BANKS AND TRUST COMPANIES

Notice is hereby given pursuant to K.S.A. 1983 Supp. 75-4208 that at 2:00 p.m., July 13, 1984, sealed proposals will be received and opened by the Pooled Money Investment Board for the deposit of state moneys in active and inactive accounts. Such proposals may be made by any eligible bank or trust company on forms which shall be prepared by the board and approved by the attorney general. Such forms may be obtained from the office of the Pooled Money Investment Board, P.O. Box 2608, Topeka, KS 66601.

Proposals should be addressed to the Pooled Money Investment Board, P.O. Box 2608, Topeka, KS 66601. The following should be designated on the envelope:

"Proposal for State Deposit."

IOAN FINNEY Chairperson

Doc. No. 002297

State of Kansas

DEPARTMENT OF ADMINISTRATION **DIVISION OF** ARCHITECTURAL SERVICES

NOTICE OF COMMENCEMENT OF NEGOTIATIONS FOR TECHNICAL SERVICES

Notice is hereby given of the commencement of negotiations for contracts for air and water balancing of the mechanical systems for the following projects and an infrared scan for the same projects:

University of Kansas Medical Center Wichita-Phase III, Wichita, Kansas

Capitol Complex Heating Plant Topeka, Kansas

New Heating Plant

Parsons State Hospital and Training Center Parsons, Kansas

Vocational—Training Building

Parsons State Hospital and Training Center

Parsons, Kansas

Interested individuals or firms in the balancing field must be certified by the National Environmental Balancing Bureau or the Associated Air Balance Council. Said individuals or firms must be engaged in balancing work on a full-time basis. Balance agencies which are of the same parent company as the designers or contractors of a particular project will not be considered for that project. Submit qualifications with letter of interest.

Interested individuals or firms in the infrared scan field must be an independent testing company using trained personnel who work full-time on infrared testing projects. Personnel shall be familiar with the operation of the infrared camera and capable of analyzing the results. The infrared survey shall be done with a Model No. 750 infrared camera as manufactured by AGA Corporation of Secaucus, New Jersey, or equal. Submit qualifications with letter of interest.

Any additional information, questions or expressions of interest should be directed to Myron Reed, Division of Architectural Services, 625 Polk, Topeka, KS 66603, (913) 233-9367, prior to July 20, 1984.

> IOHN B. HIPP, AIA Director

Division of Architectural Services

Doc. No. 002300

State of Kansas

SECRETARY OF STATE

NOTICE OF FORFEITURE

In accordance with K.S.A. 17-7510, the articles of incorporation of the following corporations organized under the laws of the state of Kansas and the authority of the following foreign corporations to do business in the state of Kansas were forfeited June 15, 1984, for failure to file an annual report and pay the annual franchise tax, as required by the Kansas General Corporation Code.

Cancelled 6/15/84 for failure to file the 11/30/83 annual report:

Domestic for Profit Advertising Consultants, Inc., Overland Park, KS.

Ahoy Travel, Inc., Overland Park, KS. Alco Batteries, Inc., Cheney, KS.

The Allison Manufacturing Company, Incorporated,

Johnson, KS. Arnett Construction Services, Inc., Wichita, KS. Associated Management Company, Overland Park,

Beck Real Estate, Inc., Topeka, KS.

Big Valley Conditioners, Inc., Scott City, KS.

Bobcat Industries Inc., Marion, KS.

Boyd Auto Parts, Inc., Topeka, KS.

Bridwell-Steinle, Inc., Wichita, KS.

Cadre Corporation, Lawrence, KS.

CDR Industries, Inc., Great Bend, KS.

Chanute Grain and Seed Co., Inc., Chanute, KS.

Christine's, Ltd., Overland Park, KS.

CMCI-HUMCO, Inc., Chanute, KS.

Colonial Manor, Inc., Independence, KS.

Contractors Equipment and Rental of Kansas, Inc.,

Overland Park

Cowen and Carnes Construction Company, Eureka,

D. K. Development Corporation, Topeka, KS.

Data Systems, Inc., Derby, KS.

Donald B. Gilmore, Inc., Cushing, OK.

Environmental Toxicology Services, Inc., Lawrence,

Fundways of K.C., Incorp., Overland Park, KS. Great America Management, Inc., Oskaloosa, KS.

Halstead Nursing Center, Ltd., Halstead, KS Insurance Marketers, Inc., Prairie Village, KS.

Investors Publishing, Inc., Wichita, KS. Iomar Industries, Inc., Lenexa, KS.

K & K Trucking, Inc., Sabetha, KS. Kiser Crude, Inc., Wichita, KS. Koehn's Farm, Inc., Sharon Springs, KS. K of K, Inc., Fort Scott, KS. Lake Sunset Lodge, Inc., Sylvia, KS. Liberty Concrete, Inc., Rush Center, KS. The Lodge, Inc., Topeka, KS. Martin Foods, Inc., Prairie Village, KS. Monarch Enterprises of Wichita, Inc., Wichita, KS. Mueller-Haines Roofing, Inc., Hutchinson, KS. Murphy Farms, Inc., Clay Center, KS. Niehues Brothers & Kerns, Incorporated, Morrill, KS. Oburn Cheese Co., Wichita, KS. P.T.L. Feed Service, Inc., Cedar Point, KS. P & L Machinery, Inc., Wichita, KS. P/W and Associates, Inc., Prairie Village, KS. Personal Computer Center, Inc., Overland Park, KS. PI House, Inc., Lincoln Center, KS. Powell Carpet, Inc., Wichita, KS. The Prairie Haven, Inc., Kensington, KS. Rehabilitation and Maintenance Specialities, Inc., Overland Park, KS. SEK Communications Contractors, Inc., Pittsburg, KS. Skyways, Inc., Salina, KS. Smoky Hill Implement, Inc., Ellsworth, KS. Special Request, Inc. A Close Corporation, Goddard, Stanley Land and Development, Inc., Stilwell, KS. Stanton Explorations, Inc., Osawatomie, KS. Steve Preston Aircraft, Inc., Olathe, KS. Thermo Tec Inc., Olathe, KS.

Foreign for Profit

Air Rotary Drilling Corp., Nowata, OK. American Benefit Plan Administrators, Inc., Los Angeles, CA. Barken Services of Missouri, Inc., Overland Park, KS. Guidon Oil & Gas Company, Inc., Coffeyville, KS. H. O. P. Oil Development, Inc., Ada, OK. Heritage Exploration, Incorporated, Welch, OK. High Valley Trading Co., Torrington, WY. Huttinger Construction Company, Kansas City, MO.

Wayne Arms Company, Overland Park, KS.

Willson Data Products, Inc., Wichita, KS.

Willems Farm, Inc., Protection, KS.

Tri-B, Inc., Canton, KS.

La Plada Resources, Inc., Denver, CO. LMF Properties, Inc., Kansas City, MO. M and L Commodities, Inc., Rippon, CA. Paragon Energy Corporation, Kansas City, MO. Permeator Corporation, Houston, TX.

Pivot Enterprises, Inc., Kansas City, MO. Preferred Systems, Inc., Tulsa, OK. Pumpeo, Inc., Oklahoma City, OK. Pylon Oil & Gas, Inc., Tulsa, OK.

Quality Care Service Corp., New York, NY.

S and A Trading, Inc., Phoenix, AZ. Shirtman, Inc., Kansas City, MO.

Swensen's of Kansas City, Inc., Prairie Village, KS. Tri-County Farm Equipment Company, Kansas City,

Westech Corporation, Athens, GA.

Professional Association

Blomeyer & Hunter, Chartered, Kansas City, KS. George W. Wood Associates, P.A., Wichita, KS. H. Ivor Jones, M.D., P.A., Overland Park, KS. Kirkham, Michael & Associates, P.A., Omaha, NE. Ralston and Frieden, P.A., Topeka, KS. Scamman and Associates, P.A., Topeka, KS.

Cancelled 6/15/84 for failure to file the annual report due after 3/15/84 extension:

Domestic for Profit

Altex Drilling Corporation, Wichita, KS. American Realty and Financial Corporation, Overland Park, KS.

B-J Industries, Inc., Wichita, KS. Capitol City Transfer, Inc., Salina, KS. Daniels Trucking, Inc., Satanta, KS. Discovery Drilling (Kansas), Inc., Wichita, KS. Energy Systems Engineering, Inc., Cottonwood Falls,

Heritage Purchasers Alliance, Inc., Topeka, KS. His Shop, Inc., Colby, KS. Hockey Enterprises, Inc., Wichita, KS Ike Martin Company, Inc., Wichita, KS. Ben Becker and Associates, Inc., Lenexa, KS. Kintigh Roof Construction, Inc., Sterling, KS. Norris Bros., Incorporated, Lawrence, KS. Ralph S. Passman & Associates, Inc., Prairie Village, KS.

Reach Petroleum Management, Inc., Wichita, KS. Reach Transportation & Supply, Inc., Wichita, Resource Technology, Inc., Overland Park, KS Standard Plumbing Company of Topeka, Inc., Topeka,

Sunrise Oil Corp., Caney, KS. T & W Electronics, Inc., Colby, KS. Telephone Directories of Kansas, Inc., Wichita, KS. Town & Country Real Estate of Manhattan, Inc., Manhattan, KS. United Shirt Sales, Inc., Wichita, KS.

Wayne Holmes Earth Homes & Basement Contracting Co., Salina, KS.

Foreign for Profit

Amarex, Inc., Oklahoma City, OK. D & R Realty Corporation, Kansas City, MO. Kroeker Farms, Inc., Enid, OK.

Professional Association Frank W. Hylton, P.A., Wichita, KS.

Cancelled 6/15/84 for failure to correct and return an annual report:

Domestic for Profit

Bruce Enterprises, Inc., Kansas City, MO. Designed Business Construction, Inc., Lenexa, KS. The Dupont Oil Field Supply Company, Wichita, KS. Mobile Homes Resort, Inc., Wichita, KS. S and K Park Service, Inc., Osage City, KS. Venture Systems, Inc., Columbus, KS. Western Avenue Food Center, Inc., Liberal, KS. Wolf Bros, Inc., Quinter, KS.

Foreign for Profit Atrio T.V. Service, Inc., Kansas City, MO.

Centura Incorporated, Houston, TX. Land Coast Insulation, Inc., New Iberia, LA.

Foreign not for Profit

Bank Administration Institute-Northwest Kansas Chapter, Rolling Meadows, IL.

Professional Association

Alfred Gilgore Medical Associates, P.A., Shawnee Mission, KS.

John S. May, Lawyer, P.A., Atchison, KS.

Cancelled 6/15/84 for failure to submit a certificate of good standing with the annual report:

Foreign for Profit

Avila Fence Co., Inc., Phoenix, AZ. Sabina Realty Corporation, Los Angeles, CA.

Cancelled 6/15/84 for failure to designate a new resident agent within 60 days of resignation of previous resident agent:

Domestic for Profit

Reid and Associates, Inc., Hope, KS. Tractor 8044, Inc., Fort Scott, KS.

> TACK H. BRIER Secretary of State

By: JOHN R. WINE, JR. Legal Counsel

Deputy Assistant Secretary of State

Doc. No. 002299

KANSAS FACTS

VOTER QUALIFICATIONS AND REGISTRATION

A Kansas voter must be:

- * A United States citizen:
- * At least 18 years of age;
- A resident of Kansas and the voting area; and

* Registered to vote.

Voter registration:

Registration is required for all voters in Kansas.

2. Qualified persons may register at the office of their county election officer or at other places designated by that officer.

3. Citizens may register by mail by contacting their county election officer by letter or telephone to request an application.

4. Registration closes 20 days prior to any election, and re-opens the day after the election.

5. A voter must re-register if:

a. Voter changes place of residence. (This includes moving from one unit to another in the same apartment building.)

b. Voter changes name.

6. A voter should contact the county election officer to determine if it is necessary to re-register whenever a voter fails to vote in any November general election.

Party affiliation:

1. Voters may declare their party affiliations at the time of registration or may sign a declaration at the voting place the first time they vote in a primary election; or a voter may choose not to be affiliated with any political party.

2. A voter may file a declaration changing party affiliation with the county election officer at any time voter registration is open.

ELECTION CALENDAR FOR 1984

June 11 (Noon) Filing deadline for candidates for primary and general elections July 17 Voter registration closes August 7 Primary election Voter registration re-opens August 8 October 16 Voter registration closes November 6 General election November 7 Voter registration re-opens

OFFICERS TO BE ELECTED IN 1984

Federal Officials

President and Vice-president—4 year term.

U.S. Senator-6 year term.

U.S. Representative (all 5 Kansas positions)—2 year

State Officials

State Senators (all 40)-4 year terms.

State Representatives (all 125)—2 year terms.

Supreme Court Justices (retained by nonpartisan ballot; 3 of the 7 Justices on the ballot in 1984)—6 year

Court of Appeals Judges (retained by separate nonpartisan ballot; 4 of the 7 Judges on the ballot in 1984)—4 year terms.

State Board of Education Members, Districts 2, 4, 6, 8

and 10-4 year terms.

District Judges, Associate District Judges and District Magistrate Judges (certain positions throughout the state as provided by law; by election or by retention on nonpartisan ballot, at local option)—4 year terms (except those elected to fill unexpired terms).

District Attorneys (in 3rd, 7th, 10th, 18th and 29th

Judicial Districts)—4 year terms.

Local Officers

County officers: clerk; treasurer; register of deeds; attorney; sheriff; surveyor (in certain counties); commissioners (in most of the 105 counties, commissioners for districts 2 and 3 are to be elected in 1984)—4 year terms.

Township officers: trustee; clerk; treasurer—4 year

terms.

SPECIAL PRESIDENTIAL BALLOT FOR NEW RESIDENTS

A person who moves to Kansas a short time before a Presidential election and does not register to vote in this state before registration closes may vote a special ballot for President and Vice President only. To be eligible, such voter must:

1) Be a citizen of the United States and a qualified elector of the state of previous residency;

2) Be a resident of Kansas for 30 days before the election; and

3) Make application to their county election officer not earlier than 25 days before the election, and not later than noon on the day before the election.

AT THE POLLS

Voting Hours:

The polls are open from 7:00 a.m. until 7:00 p.m. unless different hours are set and publicly announced by the county election officer. The polls must be open at least 12 continuous hours, not close before 7:00 p.m., and close no later than 8:00 p.m.

Paper Ballots:

When paper ballots are used, the voter will be given the official ballots and should then proceed to the voting booth to mark them. The voter must not place any marks on a ballot which would in any way identify it.

If a ballot is torn, soiled, defaced or erroneously marked, it may be refolded and returned to the election officer. A second set of ballots will be provided, but no more than three sets of ballots may be obtained.

A voter may be limited to five minutes in the voting booth if other voters are waiting to use it.

Voting Machines:

If voting machines are used, a small model of the machine must be available at each polling place to demonstrate to voters how to use the machines.

Each voter is limited to three minutes in the voting machine booth.

Write-in Voting:

Write-in votes are allowed only if a blank line is provided under the specific office. A name must be written clearly and a proper cross or check mark placed in the box at the right. Voting machines also provide spaces for write-in votes, where allowed.

Assistance in Voting:

A voter may request assistance if unable to vote unassisted by reason of:

- 1. Physical disability;
- 2. Visual handicap;
- Lack of proficiency in reading the English language; or
- 4. Sixty-five or more years of age.

Challenges:

A person offering to vote may be challenged as unqualified on any of the following grounds:

- 1. Not a citizen of the United States.
- 2. Not 18 years of age.
- 3. Not a resident of the precinct.
- 4. Not registered to vote.
- 5. If a former resident, such person has moved before 30 days prior to the election.
- At primary election: not a member of the political party announced by the voter.

A challenged voter must be allowed to vote a "Challenged" ballot, which must be sealed and held by poll officials pending a determination, as provided by law, of the voter's qualifications to vote.

Persons who move within 30 days of an election:

If a registered voter changes his or her name, or moves within the precinct, during the 30 days immediately preceding an election, the voter may sign an affidavit at the polling place and vote in that election. A voter who moves to another precinct in Kansas during the 30 days just prior to an election may vote in

his or her former precinct in person or by absentee ballot. In either case, re-registration is required before the next election.

Poll Agents:

Authorized poll agents are permitted to be present as observers at original, intermediate and final canvasses of elections and at polling places.

SPECIAL PROVISIONS FOR VOTING

Absentee Voting:

Registered voters who will be absent from their home counties on election day, or any voter who is prevented by religious belief or practice from going to the polls on election day, may apply for an absentee ballot by one of two procedures:

- 1. The voter may:
 - (a) File an affidavit with the county election officer for an absentee ballot; or
 - (b) Have an elector living in the same county file an affidavit in his or her behalf.

An absentee ballot will be mailed to the address designated; the ballot must be voted in secrecy and returned to the county election officer of the home county by the time the polls close on election day.

2. An absent voter may go to the office of his or her home county election officer from the Tuesday noon preceding the election until Monday noon preceding the election, make application and vote in the office.

Sick, Physically Disabled or Illiterate Voters:

Special voting procedures are available for any voter having a permanent or temporary illness or disability which would make it difficult or impossible for that voter to vote at a polling place.

- 1. All registration and voting procedures may be
- handled by mail.
- 2. A sick, disabled or illiterate voter may make application for a ballot prior to the election, but no later than noon on election day; or such voter may have application made on his or her behalf by another.
- 3. Sick, physically disabled or illiterate voters who are unable to mark or transmit an absentee ballot may receive assistance from another person. The person rendering assistance must sign an affidavit and return both the affidavit and the absentee ballot to the county election officer by the time the polls close election day.
- 4. Registered voters having permanent physical disabilities or illnesses are permitted to automatically receive absentee ballots before every election. Applications for this special permanent absentee ballot status are available from local county election officers.
- 5. If an elderly or disabled voter is able to go to the voting place but finds it inaccessible by reason of stairs or steps, such voter may request that his or her ballot be brought to the entrance of the polling place.

Federal Service absentee voting:

Persons qualified to vote under Federal Service voting provisions are:

- a. Members of the armed forces and their spouses and dependents.
- b. Members of the Merchant Marine and their spouses and dependents.

c. Citizens of the United States temporarily residing outside the territorial limits of the United States and their spouses and dependents residing with or accompanying them.

Such persons are not required to be registered to vote. However, such persons must be eligible to reg-

ister in Kansas.

Postcard applications (Standard Form 76) must be mailed to the home county election officer or home state secretary of state. (If postcard application is not available at military installation, the voter should contact the Secretary of State for an application.)

Ballots will be mailed by the county election officer, and the marked ballots must be returned to that office

by the time the polls close on election day.

All Federal Service ballot material is transmitted air mail free of charge (except items mailed by other than U.S. Mail).

Federal Service absentee ballots shall be issued to qualified appliants for the following elections:

- 1. Any primary or general election held in his or her district or precinct.
- 2. All candidates (other than precinct committee-

men and committeewomen) for whom the voter would otherwise be qualified to vote.

3. Proposed amendments to the Kansas Constitu-

4. Any other statewide proposition or question.

NOTE: Those persons entitled to vote the Federal Service absentee ballot and who have been discharged or have terminated employment too late to register in their home precinct will be allowed to sign an affidavit in the office of the county election officer which will permit them to vote at the next ensuing election. A voter's home county election officer should be consulted for details.

VOTER INFORMATION

For further information in regard to election procedures, contact your county election officer or the Secretary of State. In 101 Kansas counties, the election officer is the County Clerk; in Johnson, Sedgwick, Shawnee and Wyandotte counties it is the Election Commissioner. Each may be contacted at the county seat.

State of Kansas

SECRETARY OF STATE

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The 1984 Session Laws of Kansas are now available for purchase from the Secretary of State's office. Published July 1, the volume contains all new laws enacted by the 1984 Legislature.

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JACK H. BRIER Secretary of State

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